IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 632 OF 2005

Rajkumar Shitalprasad Kaknani ..Applicant.

V/s.

The State of Maharashtra & Anr. ..Respondents.

Shri A.G.Lala for the Applicant.
Shri V.B.Konde-Deshmukh, APP for Respondent-State.

CORAM : A.M.KHANWILKAR, J.
DATED : MARCH 07, 2005

PC :-

1. This is the second bail application filed by the applicant before this court. The first bail application was dismissed on merits on 25th October, 2004 by me. As there is no change circumstance, I see no reason to entertain the second bail application. The case of the applicant cannot be treated on par with the accused No.8, who has been released by this court by order dated July 19, 2004. The said accused has been enlarged on bail on the finding that he had no knowledge about the illegal activities and the conspiracy hatched by the other accused. The applicant has not produced copy of the order passed by the court below, rejecting the application preferred

by the applicant. But the learned APP submits that more or less the reasoning as recorded above have been recorded by the court below in rejecting the bail application.

2. Counsel for the applicant further submits that inspite of direction given by this court for early disposal of the trial, the trial has not progressed and this is the main reason for filing this second bail application. This grievance, however, will be taken care of in view of the fact that the State Government has now appointed two more special judges to take up NDPS cases. The applicant to approach the appropriate court for expeditious hearing and if such application is filed that court may be well advised to pass such orders as may be advised.

3. Application is disposed of in the above terms.

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